

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**SB 1582 – HB 1648**

February 1, 2016

**SUMMARY OF BILL:** Authorizes a court to order a person convicted of driving under the influence (DUI) of drugs or alcohol to be subject to monitoring using a transdermal monitoring device, electronic monitoring with random alcohol or drug testing, global positioning monitoring, or any other monitoring device necessary to ensure compliance with the conditions of probation or the results of any clinical substance abuse assessment.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- The term “transdermal monitoring device” means any device or instrument that is attached to the person, designed to automatically test the alcohol or drug content in a person by contact with the person’s skin at least once per one-half (1/2) hour regardless of the person’s location, and which detects the presence of alcohol or drugs and tampering, obstructing, or removing the device.
- Pursuant to Tenn. Code Ann. § 55-10-402(h)(7)(A)-(D), a court currently has the authorization provided by this bill, when ordering intensive outpatient treatment, to also order a person convicted of DUI to use a transdermal monitoring device, an electronic monitoring device with random alcohol or drug testing, global positioning monitoring systems (GPS), or any other electronic device to ensure the person complies with the conditions of probation.
- The cost associated with any individual being required to wear a transdermal monitoring, or other electronic device, will be borne by the individual ordered to wear the device; courts will not require a convicted person to wear any such electronic device unless the convicted person has the means of paying the costs associated with any device.
- According to the Department of Safety, Board of Parole, Administrative Office of the Courts, and the Department of the Treasury, this bill will have no fiscal impact upon the departments’ operations.

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**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

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